

Request for Waiver of Contingent Applications Rule

Call Sign: WGBS-LD

Facility ID: 31350

Applicant respectfully submits this request for a waiver of the FCC's "contingent applications" rule.

Applicant has used *TVStudy* with **0.5 km cell size and 0.5 km terrain interval** to identify Channel 12 operating at 2.7 kW as an available channel for the station's proposed displacement facility. Applicant's proposed displacement channel is either a channel voluntarily relinquished by License Relinquishment Station, Channel Sharing Station or Band Changing Station, or a pre-auction channel of a Reassigned Station. Applicant therefore requests a waiver of the contingent applications rule as allowed for under the Special Displacement Window Public Notice.

The Commission may waive any provision of its rules on its own motion or if an applicant show good cause for a waiver. Granting Applicant's waiver request will serve the public interest without resulting harm to the current licensee of Channel 12, WWBT. The FCC has recognized that allowing eligible stations to apply for pre-auction channels in the repacked television band that full power and Class A stations will relinquish through the incentive auction and repacking process will "ensure that as many potential channels as possible are available for operating LPTV/translator stations that are subject to displacement...."

Applicant agrees not to begin transmitting on Channel 12 prior to discontinuation of operation by the station currently licensed to use the channel.